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12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 SAN FRANCISCO DIVISION

15 UNITED STATES OF AMERICA, ) CASE NO. 3:24-CR-00599-CRB  
16 Plaintiff, ) ~~[PROPOSED]~~ DETENTION ORDER  
17 v. )  
18 JUAN CARLOS GODOY-MARTINEZ, )  
19 Defendant. )

20 On December 9, 2024, defendant JUAN CARLOS GODOY-MARTINEZ was charged by  
21 Information with Possession with Intent to Distribute Fentanyl, in violation of 21 U.S.C. § 841(a)(1) and  
(b)(1)(C). Doc. 6.

22 This matter came before the Court on January 10, 2025, for a detention hearing. The defendant  
23 was present and represented by Assistant Federal Public Defense Taylor Fatherree. Assistant United  
24 States Attorney Joseph Tartakovsky appeared for the government. The government moved for  
25 detention, and the defendant opposed. At the hearing, counsel submitted proffers and arguments  
26 regarding detention.

27 Upon consideration of the facts, proffers and arguments presented, and for the reasons stated on  
28 incorporated herein by reference  
the record, the Court finds by a preponderance of the evidence that no condition or combination of

1 conditions will reasonably assure the appearance of the person as required. Accordingly, the defendant  
2 must be detained pending trial in this matter.

3 The present order supplements the Court's findings and order at the detention hearing and serves  
4 as written findings of fact and a statement of reasons as required by Title 18, United States Code,  
5 Section 3142(i)(1). As noted on the record, the Court makes the following findings as the basis for its  
6 conclusion: The defendant has used eight aliases in the past with law enforcement. He has been  
7 arrested in two prior incidents, both in 2024, in San Francisco, California, on suspicion of drug  
8 trafficking offenses. The defendant is currently unemployed and appears to have unstable employment.  
9 He has no family ties to the community. But he has significant family ties outside of the country,  
10 specifically in Honduras, where his sister, wife, and minor children all live. The defendant lacks legal  
11 status in the United States.

12 The defendant proposed a co-signer or custodian for a release bond, but based on the record and  
13 on the Court's *voir dire* of that proposed person, the Court finds that this individual is not an appropriate  
14 co-signer or custodian. He is essentially a friend of the defendant, not related by marriage. This person  
15 represented that he has been in a dating relationship with the defendant's sister for the last two years, but  
16 also that he has not seen that sister in person in the last two years, in part because she lives in Honduras.  
17 The proposed individual works on a freelance basis and claimed to have zero assets. This person is also  
18 subject to immigration consequences for his presence in the United States. The defendant was  
19 apparently living with this proposed co-signer or custodian at the time that the defendant is alleged to  
20 have engaged in drug trafficking conduct. In sum, there is an insufficiently strong relationship and basis  
21 for moral suasion and this person would be unable to pay a bond should it have to be enforced.

22 This finding is made without prejudice to the defendant's right to seek review of defendant's  
23 detention, or file a motion for reconsideration if circumstances warrant it.

24 Pursuant to 18 U.S.C. § 3142(i), IT IS ORDERED THAT:

25 1. The defendant be, and hereby is, committed to the custody of the Attorney General for  
26 confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving  
27 sentences or being held in custody pending appeal;

28 2. The defendant be afforded reasonable opportunity for private consultation with counsel;

1 and

2       3. On order of a court of the United States or on request of an attorney for the government,  
3 the person in charge of the corrections facility in which the defendant is confined shall deliver the  
4 defendant to an authorized United States Marshal for the purpose of any appearance in connection with a  
5 court proceeding.

6       IT IS SO ORDERED.

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8 DATED: January 14, 2025

  
HONORABLE PETER H. KANG  
United States Magistrate Judge

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